

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 1611 - SB 1622

February 6, 2020

SUMMARY OF ORIGINAL BILL: Authorizes law enforcement officers to issue electronic citation for certain misdemeanor criminal offenses in lieu of written citations or arrest.

Authorizes counties and municipalities to charge and collect a fee of \$5.00 for each electronic citation resulting in a conviction. Requires \$1.00 of this fee to be retained by the clerk and \$4.00 to be transmitted to the law enforcement agency that prepared the citation. Earmarks monies transmitted to the law enforcement agencies for purchases relating to electronic citation systems such as systems, technology, repairs, and training. Earmarks monies collected by the court clerks for computer hardware or other computer-related expenses.

Deletes the requirement that a traffic citation delivered to the court be sworn to by the issuing officer. Authorizes an electronic signature to be used to sign an electronically-issued traffic citation.

FISCAL IMPACT OF ORIGINAL BILL:

Increase Local Revenue – \$10,900/FY20-21 and Subsequent Years/Permissive

SUMMARY OF AMENDMENT (013613): Deletes and rewrites all language after the enacting clause such that the only substantive change is removing the authority for counties and municipalities to charge and collect a \$5.00 fee for each electronic citation resulting in a conviction.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

NOT SIGNIFICANT

Assumptions for the bill as amended:

- Permitting these citations to be issued electronically will not significantly impact incarceration levels in local jails since written citations for the same misdemeanor offenses are authorized under current law.

- Removing the requirement that a traffic citation delivered to the court be sworn to by the issuing officer before a magistrate will not have a significant fiscal impact on state or local expenditures.
- Permitting an electronic signature to be used to sign an electronically-issued traffic citation will not have a significant fiscal impact on state or local expenditures.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The signature is written in a cursive, flowing style.

Krista Lee Carsner, Executive Director

/jmg